

SPECIAL BOARD OF ADJUSTMENT NO. 279

Award No. 497

Case No. 497
File 900529

Parties Brotherhood of Maintenance of Way Employees
to and
Dispute Union Pacific Railroad Company
(Former Missouri Pacific Railroad)

Statement
of Claim: Claim on behalf of Welder Helper A. E. Fiorella, SSN
498-72-3367, who was dismissed account he was absent without
authority on May 10, 11, 14, 15, 16, and 18, 1990.

Findings: The Board has jurisdiction of this case by reason of the
parties Agreement establishing this Board therefor.

The Claimant was notified to attend a formal
investigation on the charge:

"Absent without the property authority on May 10, 11,
14, 15, 16, 17, and 18, 1990."

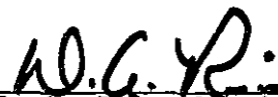
The investigation was held in absentia. The Carrier
concluded therefrom that Claimant was culpable. He was
dismissed from service as discipline therefor.

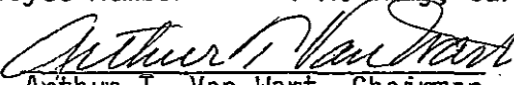
The transcript fully substantiates the rule violations
by the Claimant. A report introduced during the hearing
supported the charge against the Claimant. His work history
reflects that there have been unauthorized absences for
every day from May 10 through at least May 31, 1990.

In view of Claimant's short service, some 9 months, the
discipline is not deemed to be unreasonable. This claim
will be denied.

Award: Claim denied.


S. A. Hammons, Jr., Employee Member


D. A. Ring, Carrier Member


Arthur T. Van Wart, Chairman
and Neutral Member

Issued October 26, 1991.